THE HON'BLE MRS. JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

TAKEN UP

WRIT PETITION NO : 1589 OF 2006

Dated 02-02-2006

Between :

E. Rajesh Kumar, son of E. Vijay Kumar, resident of 3-103, Prashanti Hills, Mirpet, Saroornagar Mandal, Ranga Reddy District.

PETITIONER.

AND :

1 . The Station House Officer, Amberpet Police Station, Amberpet, Hyderabad and another.

RESPONDENTS

ORDER : (Per the Honourable Smt. Justice T.Meena Kumari)

This is a taken up writ petition on the telegram dated 23-01-2006 sent by the petitioner seeking a direction to the respondents to produce the cousin of the petitioner, namely Lakshmi Kanth, son of Seshagiri Rao, resident of Amberpet, Hyderabad before this Court, who was illegally detained by the police of Amberpet Police Station, Hyderabad since 22-01-2006 and set him at liberty forthwith.

2. Respondents filed the counter-affidavit denying the allegations in the Telegram. It is further averred that on 23-01-2006 the alleged detenu was called to the police station to verify the truth or otherwise of the complaint lodged by the complainant by name one Ganesh Naik, resident of Jaiswal Garden, Amberpet, Hyderabad. On enquiry, it is revealed that there was an altercation between Abdul Raheem and the alleged detenu on the night of 21-1-2006 at the residence of the complainant. After causing enquiry, a petty case No.249 of 2006 for the offence punishable under Section 70 (B) of Hyderbad City Police Act and Section 323 IPC

was registered. On surety furnished by his friend K.Ramesh Kumar, the alleged detenu was released.

3. It is submitted across the Bar by the learned Advocate General that a petty case No.249 of 2006 for the offence punishable under Section 70 (B) of Hyderbad City Police Act and Section 323 IPC was registered against the alleged detenue and subsequently, he was enlarged on bail on furnishing surety and therefore, the question of their illegal detention does not arise.

4. In view of the submission made by the learned Advocate General and in view of the averments made in the counter, We are of the view that no further orders are necessary in this writ petition.

5. In the result, this writ petition is dismissed. No costs.

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Justice T.MEENA KUMARI

Dated 02-02-2006

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Justice K.C.BHANU

Dvs/Gurc

THE HON'BLE MRS. JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

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WRIT PETITION NO : 1589 OF 2006

(Judgment delivered by the

honourable Smt. Justice T. Meena Kumari)

Dated 02-02-2006

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